IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TENTH DAY OF MAY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE GODA RAGHURAM

and
THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO : 10699 of 2005

Between:

Ch. Seetharatnam, Kakinada,
East Godavari District.

..... PETITIONER

AND

1 The Station House Officer, Anakapalli Police Station, Visakhapatnam District.
2 The Superintendent of Police, Visakhapatnam, Visakhapatnam District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an Order, direction, or a writ, more particularly one in the nature of Writ of Habeas Corpus directing the Respondents herein to produce the son of the Petitioner herein, Viz., Ayyappa Raju, before this Hon'ble Court, who was forcibly taken away by the Anakapalli Police Personnel on 26-04-2005 at 8-30PM, apprehending danger to his life and set him at liberty forthwith and to pass such other or further orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner: (TAKENUP TELEGRAM)

Counsel for the Respondents: THE ADVOCATE GENERAL

The Court made the following:

ORDER: (per Hon'ble GR, J)

Telegram is taken up as a writ petition which alleges that the petitioner's son one Ayyappa Raju was illegally detained by the Anakapalli Police Personnel on 26-04-2005 at 8.30 p.m.

A counter affidavit is filed by the Sub-Inspector of Police, Chodavaram Police Station, Visakhapatnam District, wherein in paragraph No.4 it is asserted that on 28-04-2005 on receiving information the alleged detenu was arrested and produced before the learned Additional Judicial First Class Magistrate, Chodavaram on 29-04-2005 and remanded to judicial custody and lodged at Sub Jail, Chodavaram and was subsequently enlarged on bail on 05-05-2005.

In the above circumstances, no further proceedings are warranted and the writ petition is accordingly dismissed.

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(GODA RAGHURAM, J)

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(Dr. G.YETHIRAJULU, J)

Dated: 10-05-2005

Vs/ks

To

1 The Station House Officer, Anakapalli Police Station, Visakhapatnam District.
2 The Superintendent of Police, Visakhapatnam, Visakhapatnam District.

3 2 CCs to the Advocate General, High Court buildings, Hyderabad (OUT)

4 2 CD copies